

P.O. Box 550
102 Front St. N.
Barnesville, MN 56514



Phone: 218 354-2292
Fax: 218 354-2472
E-mail: barnesville@bvillemn.net

May 9, 2011

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

Re: CC Docket 02-33 - Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by City of Barnesville Municipal Telephone (Study Area 361353)

Dear Ms. Dortch:

Pursuant to the Commission's *Wireline Broadband Order*, City of Barnesville Municipal Telephone hereby provides notice of its intent to discontinue offering wireline broadband internet access service on a tariffed basis. Effective July 1, 2011, City of Barnesville Municipal Telephone, plans to offer wireline broadband internet access service on a permissive detariffed, common carriage basis.

Please direct any questions to the undersigned.

Sincerely,

A handwritten signature in blue ink, appearing to read "Guy Swenson".

Guy Swenson
TEC Manager

Cc: Interstate Telcom Consulting, Inc.
NECA Region Manager

"a neighborly place to grow"

"The City of Barnesville Is An Equal Opportunity Provider And Employer"

Notice of Permissive Detariffing of Wireline Broadband Internet Access Service
Effective July 1, 2011

City of Barnesville Municipal Telephone
(STUDY AREA 361353)
102 Front Street North
Barnesville, MN 56514
Telephone: (218) 354-2292

CC Docket No. 02-33

May 9, 2011

City of Barnesville Municipal Telephone hereby provides notice that it intends to cease offering wireline broadband internet access service on a tariffed basis. Effective July 1, 2011 City of Barnesville Municipal Telephone will begin offering wireline broadband internet access service on a Title II, common carriage, permissive detariffed basis pursuant to paragraph 94 of the Federal Communications Commission's Wireline Broadband Order.¹ The geographic areas affected are those City of Barnesville Municipal Telephone exchanges where DSL is technically feasible.

Today, this service is provided to City of Barnesville Municipal Telephone. The ISP purchases wireline broadband access service for use as a component in their broadband internet service sold to residential and business consumers. End user service provided will not be affected by discontinuance of the tariffed offering by City of Barnesville Municipal Telephone. As stated in the attached customer notice, City of Barnesville Municipal Telephone will continue to offer services to existing ISP customers under current rates, terms and conditions until the end of their current term or upon replacement with a Broadband Commercial Agreement. Broadband Commercial Agreements will be made available in a nondiscriminatory manner to any provider desiring to purchase wireline broadband access service for use as a component in its broadband internet service sold to consumers.

Effective July 1, 2011, City of Barnesville Municipal Telephone will make its wireline broadband internet access service on a permissive detariffed, common carriage basis through posting of rates, terms and conditions available on our company website (www.barnesvillemn.com) and in printed copy during normal business hours at City of Barnesville Municipal Telephone business office located at 102 Front Street North, Barnesville, MN 56514.

¹ See *Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Red 14853 (2005). FCC 05-150 (rel. September 23, 2005), (Wireline Broadband Order)

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May 9, 2011

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102 Front Street North
Barnesville, MN 56514

Re: CC Docket 02-33 - Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by City of Barnesville Municipal Telephone (Study Area 361353)

Dear Valued Customer:

Our records indicate that City of Barnesville Municipal Telephone is currently purchasing wholesale broadband transport services from City of Barnesville Municipal Telephone under NECA Tariff No. 5 ("Tariff"). This letter is to advise you that City of Barnesville Municipal Telephone, study area 361353 will discontinue provisioning service on July 1, 2011 pursuant to the Tariff. Services will be made available to you on a common carrier, non-tariffed basis. The existing relevant rates, terms and conditions will not change until the end of your term or until replaced by a Broadband Commercial Agreement.

The rates, terms and conditions for the Broadband Commercial Agreement will be available in printed copy during normal business hours at City of Barnesville Municipal Telephone business office located at 102 Front Street North, Barnesville, MN 56514.

The actions described above are taken in accordance with the FCC's Report and Order (FCC 05-150) released September 23, 2005 in Docket No. 02-33. In this order the FCC determined that facilities-based wireline broadband internet service providers could offer their services on a common carrier, permissively detariffed basis.

No action is necessary on your part. However, if you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Guy Swenson".

Guy Swenson
TEC Manager

Cc: Interstate Telcom Consulting, Inc.
NECA Region Manager

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CERTIFICATE OF SERVICE

I, Guy Swenson, TEC Manager, do certify that I have, on this 9th day of May, 2011:

1. Served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Governor Mark Dayton
Office of the Governor
130 State Capitol
75 Rev. Dr. Martin Luther King Jr. Blvd
St Paul, MN 55155

Secretary of Defense
Attn: Special Assistant for Telecommunications
PENTAGON
Washington, DC 20301

2. Served via electronic filing a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Minnesota Public Utility Commission
Attn: Telecommunications Division
121 7th Place East
Suite 350
St Paul, MN 55101-2417

3. Served via paper a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

City of Barnesville Municipal Telephone
102 Front Street North
Barnesville, MN 56514

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